

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

INTERIM APPLICATION NO.4781 OF 2024
IN
CRIMINAL APPEAL NO.1232 OF 2024

Shakil Shaha Mustafa Shaha & Anr. Applicants

V/s.

State of Maharashtra & Anr. Respondents

Mr.Mahendra N. Sandhyanshiv, for the Appellants/Applicants.
Mr.Shrikant Yadav, APP, for Respondent-State.

CORAM : SHIVKUMAR DIGE, J.

DATE : 21st NOVEMBER 2024

P.C:-

INTERIM APPLICATION NO.4781 OF 2024

. Heard learned counsel for the Applicants/Appellants
and learned APP for the Respondent-State.

2. The learned counsel for the Applicants/Appellants
submits that, the Applicants have convicted under Section 12 of
the Protection of Children From Sexual Offences Act, 2012
(‘POCSO’ for short) and sentences to suffer three years rigorous
imprisonment and fine of Rs.5,000/- in default to suffer further

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rigorous imprisonment for three months each.

3. The learned Trial Court has suspended the sentence for the Appeal period. The Appeal period expired on 24th November 2024, hence, requested for continuation of the said order.

4. The learned APP submits that appropriate order be passed.

5. Considering the submission of both learned counsel as well as sentence imposed on the Applicants is short term sentence. During trial Applicants was on bail. They have not misused the liberty. Considering these facts, the sentence is suspended till final disposal of the Appeal.

6. The Application is disposed of.

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7. Issue notice to the Respondents, returnable on 20th December 2024.

(SHIVKUMAR DIGE, J.)